

SECOND REGULAR SESSION

HOUSE BILL NO. 1817

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES FRANKLIN, RELFORD, KREIDER, SHOEMYER (9),
BERKOWITZ, KELLY (27), SMITH, HOLAND, WHORTON (Co-sponsors), DAVIS, COPENHAVER,
HARDING, HARTZLER, FARNEN, WAGNER, McKENNA, WILLOUGHBY, MAYS (50),
WILLIAMS AND HAGAN-HARRELL.

Read 1st time February 6, 2002, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

4190L.03I

AN ACT

To amend chapter 160, RSMo, by adding thereto one new section relating to accountability for
priority and performance schools.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 160, RSMo, is amended by adding thereto one new section, to be
2 known as section 160.720, to read as follows:

**160.720. 1. The department of elementary and secondary education shall identify
2 for recognition by the governor schools demonstrating high student achievement to be
3 designated as performance schools. In addition, the department of elementary and
4 secondary education shall identify those waivers of administrative rule authorized under
5 state law appropriate for the recognized school district or school.**

**6 2. The department of elementary and secondary education shall identify priority
7 school districts and priority schools based upon the following criteria:**

**8 (1) School attendance centers declared academically deficient by the state board
9 of education pursuant to section 160.538;**

**10 (2) School districts declared unaccredited or provisionally accredited by the state
11 board of education pursuant to section 161.092, RSMo; or**

**12 (3) School districts or school attendance centers that do not meet any of the
13 accreditation standards on student performance established by the state board of
14 education based upon the statewide assessment system authorized pursuant to section
15 160.518.**

16 3. The board of education of any priority school district or priority school shall

17 submit, as a part of a comprehensive school improvement plan, an accountability
18 compliance statement that shall:

19 (1) Identify and analyze areas of deficiency in student performance by school,
20 grade, and academic content area;

21 (2) Provide a comprehensive strategy for addressing these areas of deficiency; and

22 (3) Assure disclosure of these areas of deficiency in the school accountability report
23 card required pursuant to section 160.522.

24 4. The comprehensive strategy for addressing areas of deficiency required pursuant
25 to this section shall address the following areas:

26 (1) Align curriculum to address areas of deficiency in student achievement;

27 (2) Develop, for any student who is not receiving special education services under
28 an individualized education plan pursuant to sections 162.670 to 162.699, RSMo, who is
29 performing at a level not determined or at the lowest level of proficiency in any subject
30 area under the statewide assessment established pursuant to section 160.518, an individual
31 performance plan in that subject area which shall:

32 (a) Be developed by the teacher or teachers in consultation with the child's parent
33 or guardian;

34 (b) Outline responsibilities for the student, parent, or guardian, teachers, and
35 administrators in implementing the plan. Such plans shall not require the level of
36 documentation and procedural complexities of an individualized education plan pursuant
37 to sections 162.670 to 162.699, RSMo, but shall contain sufficient detail for all parties to
38 understand their responsibilities in the implementation of the student's performance plan;
39 and

40 (c) Require those students performing at a level not determined or at the lowest
41 level of proficiency in any subject area under the statewide assessment established
42 pursuant to section 160.518 to be provided with additional instruction time and to retake
43 the assessment;

44 (3) Focus state and local professional development funds on the areas of greatest
45 academic need, including a statement relating to accessing the resources and services of the
46 regional professional development center and support from state professional development
47 funds;

48 (4) Create programs to improve teacher and administrator effectiveness;

49 (5) Establish school accountability councils consistent with the procedures stated
50 in subsection 5 of section 160.538, or align existing parent advisory council with the
51 requirements of subsection 5 of section 160.538;

52 (6) Develop a resource reallocation plan for the district; and

53 (7) Consider the need to implement strategies pursuant to this subsection for feeder
54 schools of any priority school.

55 5. The school district shall include in any program for improvement of teacher and
56 administrator effectiveness in an accountability compliance statement policies that will:

57 (1) Require school administrators and teachers, including teachers who are
58 provisionally or temporarily certified, to participate in one of the following programs of
59 professional development:

60 (a) A mentoring program meeting standards established by the state board of
61 education or supervised by an individual previously designated by the department of
62 elementary and secondary education as a regional resource teacher;

63 (b) Successful completion of a training program for certification as a scorer under
64 the statewide assessment program authorized pursuant to section 160.518; or

65 (c) Enrollment and making adequate progress towards national board certification;

66 (2) Provide one additional year of intensive professional development assistance to
67 teachers and administrators who do not complete or make adequate progress in the
68 professional development activities described in subdivision (1) of this subsection;

69 (3) Exempt from the professional development requirements accountability
70 compliance statement as provided in subdivision (1) of this subsection, any individual who:

71 (a) Holds qualifying scores in the appropriate professional assessment as
72 determined by the state board of education or who elects to take and receive a qualifying
73 score of that assessment;

74 (b) Holds national board certification;

75 (c) Is certified as a scorer under the statewide assessment program;

76 (d) Is designated by the department of elementary and secondary education as a
77 regional resource teacher;

78 (e) Serves as a mentor teacher for one school year in a program meeting standards
79 adopted by the state board of education; or

80 (f) Successfully completes an appropriate administrator academy program offered
81 pursuant to section 168.407, RSMo.

82 6. Any resource reallocation plan shall include at least one of the following
83 elements:

84 (1) Reduce class size in areas of academic concern;

85 (2) Establish full-day kindergarten or preschool programs;

86 (3) Establish after-school, tutoring, and other programs offering extended time for
87 learning;

88 (4) Employ regional resource teachers designated by the department of elementary

89 and secondary education or national board-certified teachers, along with appropriate
90 salary enhancements for such teachers;

91 (5) Establish programs of teacher home-visitation to encourage parental support
92 of student learning; and

93 (6) Create "school within a school" programs to achieve smaller learning
94 communities within priority schools.

95 7. The state board of education shall establish by administrative rule standards to
96 evaluate accountability compliance statements, based upon the following criteria:

97 (1) An accountability compliance statement shall be submitted to the department
98 of elementary and secondary education on or before August fifteenth following any school
99 year in which a school district meets the criteria established under subsection 2 of this
100 section;

101 (2) The department of elementary and secondary education shall review and
102 identify areas of deficiency in the plan within thirty days of receipt; and

103 (3) Changes to the plan shall be forwarded to the department of elementary and
104 secondary education within thirty days of notice to the district of the areas of deficiency.

105 8. The department of elementary and secondary education shall withhold funds to
106 be paid to the school district, as authorized in section 163.031, RSMo, until such time as the
107 district submits an accountability compliance statement meeting the standards authorized
108 pursuant to this section within the timelines established herein.

109 9. The department of elementary and secondary education shall develop within
110 three years of the adoption of this section a program of administrator mentoring focusing
111 on the needs of priority schools and priority school districts and meeting standards
112 established by the state board of education.

113 10. No rule or portion of a rule promulgated pursuant to the authority of this
114 section shall become effective unless it has been promulgated pursuant to chapter 536,
115 RSMo.